

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 816 - SB 1242

March 13, 2009

SUMMARY OF BILL: Requires local education agencies (LEAs) to collect records on individual teacher and administrative staff and make files that contain the following: any criminal convictions within the last 10 years, any disciplinary actions by the local board of education in the last 10 years, and all court rulings or arbitration awards awarded against a teacher for professional misconduct beginning in 2009 and subsequent years. Authorizes LEAs or the Department of Education (DOE) to revoke or refuse licensure of teachers who fail to submit this information. Requires these files to be public record, exempting pending claims and legal actions. Requires the DOE to set up information conduits to the public including but not limited to electronic media and a toll-free hotline. Permits teachers to review and correct their files before dissemination of records. Exempts the DOE from suits related to information disseminated or contained in such records. Requires teachers and administrators to provide this information.

ESTIMATED FISCAL IMPACT:

**Increase State Expenditures - \$100,000/One-Time
\$50,000/Recurring**

Increase Local Expenditures - Exceeds \$5,943,700*

Assumptions:

- Each LEA will hire a minimum of one system-wide secretary equivalent position at a total cost of \$43,703.85 per person (\$33,300 in salary and \$6,143.85 in benefits and \$4,260 annually for insurance premiums) to help collect and revise, sort, and send this information to the DOE. The total increase in local expenditures is estimated to exceed \$5,943,723.60 (136 x \$43,703.85).
- The DOE will develop an internet application to capture and organize this information. A Web site will be developed to help disseminate this information to the public. Such activities are estimated by DOE to

HB 816 - SB 1242

result in one-time expenditures of \$100,000 to \$300,000 and recurring maintenance costs of \$50,000 to \$80,000.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with a large initial "J" and "W".

James W. White, Executive Director

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